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Washington, DC 20037-3213

T 202.293.7060

F 202.293.7860

www.sughrue.com

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SUGHRUE MION, PLLC

FAX

Date August 9, 2002

To Ms. Karen Creasey

Of Office of Petitions, US Patent and Trademark Office

Fax 703-308-6916

From Jennifer M. Hayes

Subject PETITION TO WITHDRAW FROM ISSUE

Our ref. Q59834 Your ref. 09/582,756

Pages 22
(including cover sheet)

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PETITIONS OFFICE

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#28

PATENT APPLICATION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q59834

Akihiko UCHIYAMA, et al.

Appln. No. 09/582,756

Group Art Unit: 1711

Confirmation No.: 2802

Examiner: T. Boykin

Filed: June 30, 2000

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For: RETARDATION FILM AND OPTICAL DEVICE EMPLOYING IT

PETITIONS OFFICE**PETITION TO WITHDRAW APPLICATION FROM ISSUANCE
IN ACCORDANCE WITH 37 C.F.R. § 1.313(a) and (c)(2)**Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby petitions the Commissioner to withdraw the above-identified application from issuance in accordance with 37 C.F.R. § 1.313(a) and (c)(2). Insofar as Applicant can determine, although the Issue Fee was paid on July 30, 2002, the above-identified application has not been accorded an issue date or a patent number.

The present petition is being filed to request consideration, in a RCE, of an Information Disclosure Statement under 37 C.F.R. §1.97, which identifies JP-A-6-25398 and a full English language translation thereof. A partial English translation of the reference was previously submitted on May 14, 2002. A full translation of the reference was subsequently obtained and submitted in the above-identified application on June 19, 2002, after issuance of the Notice of Allowance on May 16, 2002. Applicants then received an initialed copy of the PTO 1449 Form

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Petition to Withdraw from Issue
U.S. Application No. 09/582,756

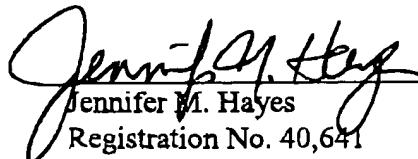
submitted on May 14, 2002, which listed only the partial English translation of JP-A-625398.

While Applicants believe that the present invention is patentable over the disclosure of JP-A-625398, Applicants wish to have the Examiner consider the complete translation of the reference for the record.

An Information Disclosure Statement and request for filing a RCE under 37 C.F.R. §1.114(a)(1) (request for continued examination (RCE)) are being filed concurrently herewith.

Pursuant to 37 C.F.R. § 1.17(i), please charge the Petition fee of \$130.00 to Deposit Account No. 19-4880. Please charge or credit any difference or overpayment to Deposit Account No. 19-4880. A duplicate copy of this petition and authorization is enclosed.

Respectfully submitted,



Jennifer M. Hayes
Registration No. 40,641

SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
Telephone: (202) 293-7060
Facsimile: (202) 293-7860
Date: August 9, 2002